

DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS

Amendments to Chapters 12-50, 12-62.1, 12-67.2,
12-73.1, 12-74.1, 12-77.1, 12-78.2, 12-79.1, 12-92.1,
12-145.1, 12-146, 12-147, 12-148.1, 12-170, 12-202,
and 12-206

Date

1. Section 12-50-9, Hawaii Administrative Rules,
is amended to read as follows:

"§12-50-9 Incorporation of federal standard.

Title 29, Code of Federal Regulations, section 1910.6,
entitled "Incorporation by reference" published by the
Office of the Federal Register, National Archives and
Records Administration, on June 27, 1974; and the
amendments published on February 10, 1984;
March 7, 1996[,and]; March 23, 1999[,]; and
September 13, 2005, are made a part of this section."
[Eff 2/14/00; am 12/29/00; am] (Auth:
HRS §396-4) (Imp: HRS §396-4)

2. Section 12-62.1-1, Hawaii Administrative
Rules, is amended to read as follows:

"§12-62.1-1 Incorporation of federal standard.

Title 29, Code of Federal Regulations, Subpart K,
entitled "Medical and First Aid" published by the
Office of the Federal Register, National Archives and
Records Administration, on May 29, 1971, and the
amendments published on March 7, 1996; [and]
June 18, 1998[,]; and January 5, 2005, are made a part
of this chapter." [Eff 10/23/97; am 3/29/99;
am] (Auth: HRS §396-4)
(Imp: HRS §396-4)

3. Section 12-67.2-2, Hawaii Administrative
Rules, is amended to read as follows:

"§12-67.2-2 Incorporation of federal standard.

Title 29, Code of Federal Regulations, Subpart J,
entitled "General Environmental Controls" published by
the Office of the Federal Register, National Archives
and Records Administration, on June 27, 1974; and the
amendments published on April 28, 1975; May 28, 1975;
October 24, 1978; November 7, 1978; April 26, 1982;

February 10, 1984; April 30, 1984; September 19, 1986;
September 1, 1989; October 17, 1989;
September 20, 1990; January 14, 1993; June 29, 1993;
May 19, 1994; March 7, 1996; June 18, 1998; [and]
December 1, 1998[,]; January 5, 2005; and
September 13, 2005, are made part of this chapter,
except as provided in section 12-67.2-1."
[Eff 12/29/01; am] (Auth:
HRS §396-4) (Imp: HRS §396-4)

4. Section 12-73.1-2, Hawaii Administrative
Rules, is amended to read as follows:

"§12-73.1-2 Incorporation of federal standard.

Title 29, Code of Federal Regulations, Subpart N,
entitled "Materials Handling and Storage" published by
the Office of the Federal Register, National Archives
and Records Administration, on October 18, 1972; and
the amendments published on June 1, 1973;
June 27, 1974; March 26, 1975; May 28, 1975;
June 27, 1975; July 28, 1975; March 30, 1976;
October 24, 1978; February 3, 1984; February 10, 1984;
September 29, 1986; September 25, 1987;
April 12, 1988; September 8, 1988; August 6, 1990; June
30, 1993; March 7, 1996; June 18, 1998; [and] December
1, 1998[,]; and September 30, 2005, are made part of
this chapter, except as provided in 12-73.1-1.

Note: 29 CFR 1910.178 Powered industrial trucks, shall
not apply to agricultural operations." [Eff 12/29/01;
am] (Auth: HRS §396-4)
(Imp: HRS §396-4)

5. Section 12-74.1-1, Hawaii Administrative
Rules, is amended to read as follows:

"§12-74.1-1 Incorporation of federal standard.

Title 29, Code of Federal Regulations, Subpart H,
entitled "Hazardous Materials" published by the Office
of the Federal Register, National Archives and Records
Administration, on June 27, 1974; and the amendments
published on January 27, 1975; June 2, 1975;
October 24, 1978; November 7, 1978;
September 12, 1980; September 7, 1982;
February 10, 1984; September 29, 1986; April 12, 1988;
March 6, 1989; April 13, 1990; June 20, 1990;
August 6, 1990; April 18, 1991; February 24, 1992;
March 4, 1992; June 30, 1993; August 22, 1994;
March 7, 1996; January 8, 1998; June 18, 1998;
March 23, 1999; November 7, 2002; [and]

June 8, 2004[,]; and September 13, 2005, are made part of this chapter." [Eff 12/29/01; am 5/21/04; am 5/5/05; am] (Auth: HRS §396-4) (Imp: HRS §396-4)

6. Section 12-77.1-1, Hawaii Administrative Rules, is amended to read as follows:

"§12-77.1-1 Incorporation of federal standard.

The following Title 29, Code of Federal Regulations, published by the Office of Federal Register, National Archives and Records Administration, are made part of this chapter:

- 1) Section 1910.265, entitled "Sawmills" published on June 27, 1974; and the amendments published on May 28, 1975; October 24, 1978; November 7, 1978; April 12, 1988; August 6, 1990; March 7, 1996; and June 18, 1998; and
- 2) Section 1910.266, entitled "Logging Operations" published on October 12, 1994; and the amendments published on February 8, 1995; August 9, 1995; September 8, 1995; [and] March 7, 1996[,]; and September 13, 2005, except as provided in section 12-77.1-2." [Eff 8/10/95; am 1/16/96; am 11/16/96; am 3/29/99; am] (Auth: HRS §396-4) (Imp: HRS §396-4)

7. Section 12-78.2-1, Hawaii Administrative Rules, is amended to read as follows:

"§12-78.2-1 Incorporation of federal standard.

Title 29, Code of Federal Register, Subpart Q, entitled "Welding, Cutting and Brazing" published by the Office of the Federal Register, National Archives and Records Administration, on June 27, 1974; and the amendments published on May 28, 1975; April 12, 1988; October 24, 1978; February 10, 1984; September 29, 1986; June 7, 1989; April 11, 1990; August 6, 1990; November 1, 1990; March 7, 1996 [, and]; January 8, 1998[,]; and September 13, 2005, are made a part of this chapter." [Eff 12/29/00; am] (Auth: HRS §396-4) (Imp: HRS §396-4)

8. Section 12-79.1-1, Hawaii Administrative Rules, is amended to read as follows:

"§12-79.1-1 Incorporation of federal standard.

Title 29, Code of Federal Regulations, Subpart P,

entitled "Hand and Portable Powered Tools and Other Hand-Held Equipment" published by the Office of the Federal Register, National Archives and Records Administration, on June 27, 1974; and the amendments published on October 24, 1978; February 10, 1984; February 1, 1985; [and] March 7, 1996[,]; and September 13, 2005, are made part of this chapter."
[Eff 12/29/01; am] (Auth: HRS §396-4) (Imp: HRS §396-4)

9. Section 12-92.1-1, Hawaii Administrative Rules, is amended to read as follows:

"§12-92.1-1 Incorporation of federal standard.

Title 29, Code of Federal Regulations, §1910.268, entitled "Telecommunications" published by the Office of the Federal Register, National Archives and Records Administration on March 26, 1975, and the amendments published on October 24, 1978; April 6, 1982; September 28, 1987; June 7, 1989; March 7, 1996; June 18, 1998; November 7, 2002[,and]; June 8, 2004[,]; and January 5, 2005, are made a part of this chapter, except as provided in section 12-92.1-2." [Eff 3/29/99; am 5/21/04; am 5/21/04; am 5/5/05; am] (Auth: HRS §396-4) (Imp: HRS §396-4)

10. Section 12-145.1-1, Hawaii Administrative Rules, is amended to read as follows:

"§12-145.1-1 Incorporation of federal standard.

Title 29, Code of Federal Regulations, section 1926.58, entitled "Asbestos, tremolite, anthophyllite, and actinolite", published by the Office of the Federal Register, National Archives and Records Administration, on June 20, 1986; and the amendments published on October 17, 1986; April 30, 1987; May 12, 1987; July 20, 1988; September 14, 1988; June 7, 1989; July 21, 1989; December 20, 1989; February 5, 1990; August 24, 1990; December 10, 1990; June 8, 1992; June 30, 1992; August 10, 1994 (redesignated as section 1926.1101); February 21, 1995; March 1, 1995; June 28, 1995;

June 29, 1995; July 13, 1995; September 29, 1995; August 23, 1996; January 8, 1998; April 23, 1998; [and] June 29, 1998[,]; and January 5, 2005, are made a part of this chapter, except as provided in section 12-145.1-2." [Eff 8/10/95; am 1/26/96; am 11/16/96; am 2/8/97; am 7/6/98; am 3/29/99; am] (Auth: HRS §396-4) (Imp: HRS §396-4)

11. Section 12-146-1, Hawaii Administrative Rules, is amended to read as follows:

"§12-146-1 Incorporation of federal standard.

Title 29, Code of Federal Regulations, chapter 1926.60, entitled Methylenedianiline, published by the Office of the Federal Register, National Archives and Records Administration, on August 10, 1992; and the amendments published on June 20, 1996; January 8, 1998; December 6, 2004[,]; and January 5, 2005, are made a part of this chapter, except as provided in section 12-146-2." [Eff 2/26/93; am 11/16/96; am 7/6/98; am 9/1/05; am] (Auth: HRS §396-4) (Imp: HRS §396-4)

12. Section 12-147-1, Hawaii Administrative Rules, is amended to read as follows:

"§12-147-1 Incorporation of federal standard.

Title 29, Code of Federal Regulations, section 1926.63, entitled "Cadmium", published by the Office of the Federal Register, National Archives and Records Administration, on September 14, 1992, and the amendments published on April 23, 1993;

January 3, 1994 (redesignated as section 1926.1127); June 20, 1996; [and] January 8, 1998 [,]; and January 5, 2005, are made a part of this chapter, except as provided in section 12-147-2." [Eff 2/26/93; am 11/5/93; am 7/25/94; am 8/10/95; am 11/16/96; am 7/6/98; am] (Auth: HRS §396-4) (Imp: HRS §396-4)

13. Section 12-148.1-1, Hawaii Administrative Rules, is amended to read as follows:

"§12-148.1-1 Incorporation of federal standard.

Title 29, Code of Federal Regulations, section 1926.62, entitled "Lead", published by the Office of the Federal Register, National Archives and Records Administration, on May 4, 1993, and the amendments as published on June 24, 1993; [and] January 8, 1998 [, is]; and January 5, 2005, are made a part of this chapter, except as provided in section 12-148.1-2." [Eff 11/5/93; am 8/10/95; am 7/6/98; am] (Auth: HRS §396-4) (Imp: HRS §396-4)

14. Section 12-170-1, Hawaii Administrative Rules, is amended to read as follows:

"§12-170-1 Incorporation of federal standard.

Title 29, Code of Federal Regulations, Part 1915 entitled "Occupational Safety and Health Standards for Shipyard Employment" published by the Office of the Federal Register, National Archives and Records Administration, on April 20, 1982; and the amendments published on April 30, 1984; July 7, 1986; September 29, 1986; August 24, 1987; April 27, 1988; February 15, 1989; June 7, 1989; September 14, 1992; October 30, 1992; April 23, 1993; January 3, 1994; February 9, 1994; July 19, 1994; July 25, 1994; August 10, 1994; December 22, 1994; February 21, 1995; March 16, 1995; June 28, 1995; June 29, 1995; July 13, 1995; September 29, 1995; February 13, 1996; March 7, 1996; May 24, 1996; June 13, 1996; June 20, 1996; August 23, 1996; November 4, 1996; January 10, 1997; June 20, 1997; March 19, 1998; June 29, 1998; December 1, 1998; March 1, 1999; July 3, 2002; [and] September 15, 2004[,]January 5, 2005; and March 21, 2005, are made a part of this chapter." [Eff 3/23/01; am 1/10/03; 9/01/05; am] (Auth: HRS §396-4) (Imp: HRS §396-4)

15. Section 12-202-14.1, Hawaii Administrative Rules, is amended to read as follows:

"§12-202-14.1 13 Carcinogens (4-Nitrobiphenyl, etc). (a) Incorporation of federal standard. Title 29, Code of Federal Regulations, section 1910.1003, entitled "13 Carcinogens (4- Nitrobiphenyl, etc)", published by the Office of the Federal Register, National Archives and Records Administration published on March 7, 1996, and the amendments published on June 20, 1996; January 8, 1998; [and] April 23, 1998 [,]; and January 5, 2005, are made a part of this section, except as provided in subsection (b).

(b) Definitions. As used in 29 CFR section 1910.1003 and applied to this section:

"§1910.20" means §12-202-3.

"§1910.134" means §12-64.1-2.

"§1910.141" means chapter 12-67.

"OSHA Area Director" means the director of the department of labor and industrial relations or the director's designee." [Eff 11/16/96; am 2/8/97; am 7/6/98; am] (Auth: HRS §396-4) (Imp: HRS §396-4)

16. Section 12-202-28.1, Hawaii Administrative Rules, is amended to read as follows:

"§12-202-28.1 Vinyl Chloride. (a) Incorporation of federal standard. Title 29 Code of Federal Regulations, section 1910.1017, entitled "Vinyl Chloride" published by the Office of the Federal Register, National Archives and Records Administration on October 4, 1974; and the amendments published on December 3, 1974; March 25, 1975; Redesignated May 28, 1975; Amendments October 24, 1975; May 23, 1980; June 7, 1989; June 30, 1993; February 13, 1996; January 8, 1998; [and] June 18, 1998[,]; and January 5, 2005, are made a part of this section, except as provided in subsection (b).

(b) Definitions. As used in 29 CFR section 1910.1017 and applied to this section:

"§1910.20" means section 1910.20 in section 12-202-3." [Eff 7/6/98; am] (Auth: HRS §396-4) (Imp: HRS §396-4)

Historical note: §12-202-28.1 is based substantially upon section 12-202-28. [Eff 7/12/82; R 7/6/98]

17. Section 12-202-29.1, Hawaii Administrative Rules, is amended to read as follows:

"§12-202-29.1 1,2-Dibromo-3-Chloropropane. (a)

Incorporation of federal standard. Title 29 Code of Federal Regulations. Section 1910.1044, entitled "1,2-Dibromo-3-Chloropropane" published by the Office of the Federal Register, National Archives and Records Administration on March 17, 1978 and the amendments published on May 23, 1980; April 30, 1984; June 7, 1989; June 30, 1993; February 13, 1996; [and] January 8, 1998[,]; and January 5, 2005, are made a part of this section, except as provided in subsection (b).

(b) Definitions. As used in 29 CFR section 1910.1044 and applied to this section:

"§1910.20" means section 1910.20 in section 12-202-3.

"§1910.134" means section 1910.134 in section 12-64.1-1.

"§1910.141" means section 1910.141 in Chapter 12-67." [Eff 7/6/98; am] (Auth: HRS §396-4) (Imp: HRS §396-4)

Historical note: §12-202-29.1 is based substantially upon section 12-202-29. [Eff 7/12/82; R 7/6/98]

18. Section 12-202-30.1, Hawaii Administrative Rules, is amended to read as follows:

"§12-202-30.1 Acrylonitrile. (a) Incorporation of federal standard, Title 29 Code of Federal Regulations, section 1910.1045, entitled "Acrylonitrile" published by the Office of the Federal Register, National Archives and Records Administration on October 3, 1978; and the amendments published on May 23, 1980; June 7, 1989; June 30, 1993; February 13, 1996; January 8, 1998; [and] April 23, 1998[,]; and January 5, 2005, are made a part of this section, except as provided in subsection (b).

(b) Definitions. As used in 29 CFR section 1910.1045 and applied to this section:

"§1910.20" means section 1910.20 in section 12-202-3.

"§1910.132" means section 1910.132 in section 12-64.1-1.

"§1910.133" means section 1910.133 in section 12-64.1-1.

"§1910.141" means section 1910.141 in chapter

12-67." [Eff 7/6/98; am] (Auth:
HRS §396-4) (Imp: HRS §396-4)

Historical note: §12-202-30.1 is based
substantially upon section 12-202-30. [Eff 7/12/82;
R 7/6/98]

19. Section 12-202-31.1, Hawaii Administrative
Rules, is amended to read as follows:

"§12-202-31.1 Inorganic arsenic. (a)

Incorporation of federal standard. Title 29 Code of
Federal Regulations, section 1910.1018, entitled
"Inorganic Arsenic" published by the office of the
federal Register. National Archives and Records
Administration on May 5, 1978; and the amendments
published on June 30, 1978; May 23, 1980;
June 2, 1989; June 30, 1993; February 13, 1996;
March 2, 1996; January 8, 1998; [and]
June 18, 1998[,]; and January 5, 2005, are made a part
of this section, except as provided in subsection (b).

(b) Definitions. As used in 29 CFR section
1910.1018 and applied to this section:

"§1910.20" means section 1910.20 in section
12-202-3.

"§1910.133" means section 1910.133 in section
12-64.1-1.

"§1910.134" means section 1910.134 in section
12-64.1-1.

"§1910.141" means section 1910.141 in chapter
12-67." [Eff 7/6/98; am] (Auth: HRS
§396-4) (Imp HRS §396-4)

Historical note: §12-202-31.1 is based
substantially upon section 12-202-31. [Eff 7/12/82;
R 7/6/98]

20. Section 12-202-32.1, Hawaii Administrative Rules, is amended to read as follows:

"§12-202-32.1 Cotton dust. (a) Incorporation of federal standard. Title 29 Code of Federal Regulations, section 1910.1043, entitled "Cotton dust" published by the Office of the Federal Register, National Archives and Records Administration on June 23, 1978; and the amendments published on June 30, 1978; August 8, 1978; December 5, 1978; February 26, 1980; May 23, 1980; October 10, 1980; December 13, 1985; July 3, 1986; June 7, 1989; February 13, 1996; January 8, 1998; [and] December 7, 2000[,]; and January 5, 2005, are made a part of this section, except as provided in subsection (b).

(b) Definitions. As used in 29 CFR section 1910.1043 and applied to this section:

"§1910.20" means section 1910.20 in section 12-202-3." [Eff 7/6/98; am 12/29/01; am] (Auth: HRS §396-4) (Imp: HRS §396-4)

Historical note: §12-202-32.1 is based substantially upon section 12-202-32. [Eff 7/12/82[,]; am 8/5/88; R 7/6/98]

21. Section 12-202-33.1, Hawaii Administrative Rules, is amended to read as follows:

"§12-202-33.1 Lead. (a) Incorporation of federal standard. Title 29 Code of Federal Regulations, section 1910.1025, entitled "Lead", published by the Office of the Federal Register. National Archives and published on November 14, 1978; and the amendments published on October 23, 1979; November 30, 1979; November 12, 1982; March 8, 1983; April 30, 1984; May 31, 1991; October 11, 1995; January 8, 1998; [and] April 23, 1998[,];and January 5, 2005, are made a part of this section, except as provided in subsection (b).

(b) Definitions. As used in 29 CFR section 1910.1025 and applied to this section:

"§1910.133" means section 1910.133 in chapter 12-64.1.

"§1910.141" means chapter 12-67.

"29 CFR 1910.134" means section 12-64.1-2.

"29 CFR 1910.20" means section 12-202-3.

"Assistant Secretary" means the director, department of labor and industrial relations, or the director's designee.

"OSHA" means occupational safety and health division, State of Hawaii." [Eff 9/21/96; am 2/8/97; am 7/6/98; am] (Auth: HRS §396-4)
(Imp: HRS §396-4)

Historical note: Section 12-202-33.1 is based substantially upon section 12-202-33. [Eff 7/12/82; am 12/6/82; am 5/28/83; am 8/5/88; am 3/22/91; R 9/21/96]

22. Section 12-202-35.1, Hawaii Administrative Rules, is amended to read as follows:

"§12-202-35.1 Ethylene oxide. (a) Incorporation of federal standard. Title 29 Code of Federal Regulations, section 1910.1047, entitled "Ethylene Oxide" published by the Office of the Federal Register, National Archives and Records Administration on June 22, 1984; and the amendments published on March 12, 1985; October 11, 1985; July 10, 1986; April 5, 1988; July 26[.], 1988; June 7, 1989; February 13, 1996; January 8, 1998; [and] November 7, 2002[,]; and January 5, 2005, are made a part of this section, except as provided in subsection (b).

(b) Definitions. As used in 29 CFR section 1910.1047 and applied to this section:

"§1910.20" means section 1910.20 in section 12-202-3.

"§1910.132" means section 1910.132 in section 12-64.1-1.

"§1910.134" means section 1910.134 in 12-64.1-1."
[Eff 7/6/98; am 5/21/04; am] (Auth:
HRS §396-4) (Imp: HRS §396-4)

23. Section 12-202-36.1, Hawaii Administrative Rules, is amended to read as follows:

"§12-202-36.1 Benzene. (a) Incorporation of federal standard. Title 29 Code of Federal Regulations, section 1910.1028, entitled "Benzene" published by the Office of the Federal Register, National Archives and Records Administration on September 11, 1987; and the amendments published on June 7, 1989; December 13, 1996; January 8, 1998; [and] April 23, 1998[,]; and January 5, 2005, are made a part of this section, except as provided in subsection (b).

(b) Definitions. As used in 29 CFR section 1910.1028 and applied to this section:

"§1910.20" means section 1910.20 in section 12-202-3.

"§1910.133" means section 1910.133 in section 12-64.1-1.

"§1910.134" means section 1910.134 in section 12-64.1-1.

"§1910.1200" means section 1910.1200 in chapter 12-203.1." [Eff 7/6/98; am] (Auth: HRS §396-4) (Imp: HRS §396-4)

24. Section 12-202-37.1, Hawaii Administrative Rules, is amended to read as follows:

"§12-202-37.1 Formaldehyde. (a) Incorporation of federal standard. Title 29 Code of Federal Regulations, section 1910.1048, entitled "Formaldehyde" published by the Office of the Federal Register, National Archives and Records Administration on December 4, 1987; and the amendments published on March 2, 1988; November 8, 1988; December 13, 1988; June 7, 1989; July 13, 1989; August 1, 1989; June 13, 1990; May 27, 1992; June 10, 1992; February 13, 1996; January 8, 1998; [and] April 23, 1998[,]; and January 5, 2005, are made a part of this section, except as provided in subsection (b).

(b) Definitions. As used in 29 CFR section 1910.1048 and applied to this section:

"§1910.20" means section 1910.20 in section 12-202-3.

"§1910.132" means section 1910.132 in section 12-64.1-1.

"§1910.133" means section 1910.133 in section 12-64.1-1.

"§1910.134" means section 1910.134 in section

12-64.1-1.

"§1910.1200" means section 1910.1200 in chapter 12-203.1." [Eff 7/6/98; am] (Auth: HRS §396-4) (Imp: HRS §396-4)

Historical note: §12-202-37.1 is based substantially upon section 12-202-37. [Eff 11/24/88[,]; am 3/22/91[,]; am 6/8/92[,]; 12/5/92; R 7/6/98]

25. Section 12-202-39, Hawaii Administrative Rules, is amended to read as follows:

"§12-202-39 Cadmium. (a) Incorporation of federal standard. Title 29, Code of Federal Regulations, section 1910.1027, entitled "Cadmium", published by the Office of the Federal Register, National Archives and Records Administration, on September 14, 1992, and the amendments published by the Office of the Federal Register, National Archives and Records Administration, on April 23, 1993[,and]; January 8, 1998[,]; and January 5, 2005, are made a part of this section, except as provided in subsection (b).

(b) Definitions. As used in 29 CFR 1910.1027 and applied to this chapter:

"Assistant Secretary" means the director of the department of labor and industrial relations, State of Hawaii.

"Effective date" means March 14, 1993.

"OSHA" means occupational safety and health division, State of Hawaii.

"OSH Act" means chapter 396, Hawaii Revised Statutes.

"Startup dates" means six months following the dates listed in paragraph (p) of 29 CFR 1910.1027.

"29 CFR 1910.20" means section 12-202-3.

"29 CFR 1910.133" means section 1910.133 in chapter 12-64.1.

"29 CFR 1910.134" means section 12-64.1-2.

"29 CFR 1910.141" means chapter 12-67.

"29 CFR 1910.1200" means chapter 12-203.1." [Eff 2/26/93; am 11/5/93; am 9/21/96; am 7/6/98; am] (Auth: HRS §396-4) (Imp: HRS §396-4)

26. Section 12-202-40, Hawaii Administrative Rules, is amended to read as follows:

"§12-202-40 1,3-Butadiene. (a) Incorporation of the federal standard. Title 29, Code of Federal Regulations, section 1910.1051, entitled "1,3-Butadiene", published by the Office of the Federal Register, National Archives and published on November 4, 1996, and the amendments published by the Office of the Federal Register, National Archives and Records Administration, on January 8, 1998; [and] November 7, 2002[,]; and January 5, 2005, are made a part of this section, except as provided in subsection **(b)**.

(b) Definitions. As used in 29 CFR 1910.1051 and applied to this section:

"29 CFR 1910.20" means section 12-202-3.

"29 CFR 1910.38" means chapter 12-71.1.

"29 CFR 1910.106" means chapter 12-74.1.

"29 CFR 1910.120" means chapter 12-74.1.

"29 CFR 1910.133" means section 1910.133 in chapter 12-64.1.

"29 CFR 1910.134" means section 1910.134 in chapter 12-64.1.

"29 CFR 1910.1200" means section 1910.1200 in chapter 12-203.1.

"29 CFR 1926.59" means section 1910.1200 in chapter 12-203.1.

"Assistant Secretary" means the director of the department of labor." [Eff 5/2/97; am 7/6/98; am 5/21/04; am] (Auth: HRS §396-4) (Imp: HRS §396-4)

27. Section 12-206-1, Hawaii Administrative Rules, is amended to read as follows:

"§12-206-1 Incorporation of federal standard.

Title 29, Code of Federal Regulations, section 1910.1001, entitled "Asbestos", published by the Office of the Federal Register, National Archives and Records Administration on June 20, 1986; and the amendments published on October 17, 1986; May 12, 1987; September 14, 1988; June 7, 1989; July 13, 1989; December 20, 1989; February 5, 1990; August 24, 1990; June 8, 1992; August 10, 1994; February 21, 1995; March 1, 1995; June 28, 1995; June 29, 1995; August 23, 1996; [and] January 8, 1998 [.,]; and January 5, 2005, are made a part of this chapter, except as provided in section 12-206-2." [Eff 8/10/95; am 1/26/96; am 2/8/97; am 7/6/98;

am] (Auth: HRS §396-4) (Imp: HRS
§396-4)

28. Material, except source notes, to be repealed
is bracketed. New Material is underscored.

29. Additions to update source notes to reflect
these amendments are not underscored.

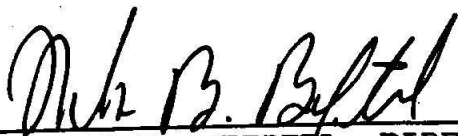
July 13, 1989; December 20, 1989; February 5, 1990;
August 24, 1990; June 8, 1992; August 10, 1994;
February 21, 1995; March 1, 1995; June 28, 1995;
June 29, 1995; August 23, 1996; [and] January 8, 1998
[,]; and January 5, 2005, are made a part of this
chapter, except as provided in section 12-206-2."
[Eff 8/10/95; am 1/26/96; am 2/8/97; am 7/6/98;
am] (Auth: HRS §396-4) (Imp: HRS
§396-4)

28. Material, except source notes, to be repealed
is bracketed. New Material is underscored.

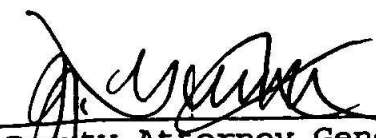
29. Additions to update source notes to reflect
these amendments are not underscored.

30. These amendments to chapters 12-50, 12-62.1,
12-67.2, 12-73.1, 12-74.1, 12-77.1, 12-78.2, 12-79.1,
12-92.1, 12-145.1, 12-146, 12-147, 12-148.1, 12-170,
12-202, and 12-206, Hawaii Administrative Rules, shall
take effect ten days after filing with the Office of
the Lieutenant Governor.

I certify that the foregoing are copies of the
rules, drafted in the Ramseyer format pursuant to the
requirements of section 91-4.1, Hawaii Revised
Statutes, which were adopted on _____, and
filed with the Office of the Lieutenant Governor.


NELSON B. BEFITEL, DIRECTOR
Department of Labor and
Industrial Relations

APPROVED AS TO FORM:


Deputy Attorney General